

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
WACO DIVISION**

SWISSDIGITAL USA CO., LTD.,

Plaintiff,

v.

SAMSONITE INTERNATIONAL S.A.,

Defendant.

Civil Action No. 6:23-cv-00196-ADA

JURY TRIAL DEMANDED

**DEFENDANT SAMSONITE INTERNATIONAL S.A. UNOPPOSED MOTION TO
FURTHER AMEND THE FIRST AMENDED SCHEDULING ORDER (Dkt. 40)**

Defendant Samsonite International S.A. (“Samsonite International”) respectfully requests that the Court modify the Amended Scheduling Order (Dkt. No. 40) pursuant to Fed. R. Civ. P. 16(b)(4). There is good cause for the Court to exercise its discretion under Rule 16 to allow for such modification.

Samsonite International has conferred with Plaintiff, and Plaintiff does not oppose this motion.

Specifically, Samsonite International moves to modify the following dates in view of the recent Good Friday and Easter Sunday holidays and remove the April 25, 2024 deadline to submit technical tutorials as the parties agree that neither party will submit a tutorial. These changes would have no impact on any other date in the Court’s current schedule, including no impact to the current *Markman* Hearing on May 2, 2024 and trial date of April 28, 2025. A full proposed Second Amended Scheduling Order including these proposed dates is attached hereto as Exhibit A.

Event	Current Deadline	Proposed Deadline
Defendant files Reply claim construction brief.	April 4, 2024	April 8, 2024
Plaintiff files a Sur-Reply claim construction brief.	April 18, 2024	April 24, 2024
Parties submit Joint Claim Construction Statement and email the law clerks an editable copy. <i>See General Issues Note #7 regarding providing copies of the briefing to the Court and the technical adviser (if appointed).</i>	April 23, 2024	April 29, 2024
Parties submit optional technical tutorials to the Court and technical adviser (if appointed).	April 25, 2024	Removed: the parties agree that neither party will submit a tutorial.
<i>Markman</i> Hearing at 9:00 a.m.	May 2, 2024	May 2, 2024

Dated: April 3, 2024

Respectfully submitted,

FISH & RICHARDSON P.C.

By: /s/ Bailey K. Benedict

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**ATTORNEYS FOR DEFENDANT
SAMSONITE INTERNATIONAL S.A.**

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing document was filed electronically in compliance with Local Rule CV-5 on April 3, 2024. As of this date, all counsel of record have consented to electronic service and are being served with a copy of this document through the Court's CM/ECF system.

/s/ Bailey K. Benedict

Bailey K. Benedict

CERTIFICATE OF CONFERENCE

Pursuant to Local Rule CV-7(g), counsel for the parties met and conferred via email on March 28, 2024. The present motion is agreed.

/s/ Bailey K. Benedict

Bailey K. Benedict